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SENATE BILL 812 By
Harper

HOUSE BILL 1095
By West

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 13, relative to weapons.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-1301(3), is amended by designating the existing language as subdivision (A), renumbering the existing subdivisions accordingly, and adding a new subdivision thereto, as follows:

(B) "Explosive weapon" also means:

(i) Any breakable container which contains a flammable liquid with a flashpoint of one hundred fifty degrees (150°) Fahrenheit or less and has a wick or similar device capable of being ignited, other than a device which is commercially manufactured primarily for purposes of illumination; or

(ii) Any sealed device containing dry ice or other chemically reactive substances for the purposes of causing an explosion by a chemical reaction.

SECTION 2. Tennessee Code Annotated, Section 39-17-1301, is amended by adding the following language as a new subdivision thereto:

() "Hoax device" means any device that is designed, assembled, fabricated or manufactured in a manner to convey the physical appearance of an explosive or incendiary bomb or the physical appearance of an explosive device and lacks an explosive or incendiary charge;

SECTION 3. Tennessee Code Annotated, Section 39-17-1302(a), is amended by adding the following as new subdivision (6) and by renumbering the existing subdivision (6) and subsequent subdivision accordingly:

(6) Hoax device;

SECTION 4. Tennessee Code Annotated, Section 39-17-1302, is amended by deleting subsection (d) in its entirety and by substituting instead the following:

(d)(1) An offense under subdivisions (a)(1)-(6) is a Class C felony.

(2) An offense under subdivision (a)(7) or (8) is a Class A misdemeanor.

SECTION 5. This act shall take effect July 1, 2001, the public welfare requiring it.